## PATENT APPLICATION



In re application of

Docket No: Q77760

OGATA, TOSHIYUKI, et al.

Appln. No.: 10/748,190

Group Art Unit: 1752

Confirmation No.: 5536

Examiner: Not yet assigned.

Filed: December 31, 2003

For: POSITIVE RESIST COMPOSITION AND BASE MATERIAL CARRYING LAYER OF

THE POSITIVE RESIST COMPOSITION

## <u>INFORMATION DISCLOSURE STATEMENT</u> <u>UNDER 37 C.F.R. §§ 1.97 and 1.98</u>

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the document which is listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of the listed document is submitted herewith, except for the following: U.S. patents and/or U.S. patent publications; and co-pending non-provisional U.S. applications filed after June 30, 2003.

Applicant notes that the document was cited by the Examiner in the parent application after the Information Disclosure Statement of December 31, 2003 was filed in the present application.

INFORMATION DISCLOSURE STATEMENT

U.S. Appln. No.: 10/748,190

Attorney Docket No. Q77760

The present Information Disclosure Statement is being filed: (1) No later than three

months from the application's filing date; (2) Before the mailing date of the first Office Action

on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after

filing a request for continued examination (RCE) under §1.114, and therefore, no Statement

under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

The submission of the listed document is not intended as an admission that any such

document constitutes prior art against the claims of the present application. Applicant does not

waive any right to take any action that would be appropriate to antedate or otherwise remove any

listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue

Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any

overpayments to said Deposit Account. A duplicate copy of this paper is attached.

Respectfully submitted,

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WASHINGTON OFFICE

23373 CUSTOMER NUMBER

Date: February 14, 2005

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## Complete if Known, Substitute for Form 1449 A & B/PTO Application Number 10/748,190 INFORMATION DISCLOSURE Confirmation Number 5536 STATEMENT BY APPLICANT Filing Date December 31, 2003 First Named Inventor OGATA, TOSHIYUKI Art Unit 1752 (use as many sheets as necessary) **Examiner Name** Not yet assigned. Attorney Docket Number Q77760

1 4 2005		U.S. PATENT DOCUMENTS								
Examiner Initials	Cita	Document Number		Publication Date						
	Cite No.1	Number	Kind Code <sup>2</sup> (if known)	MM-DD-YYYY	Name of Patentee or Applicant of Cited Document					
		US 6,630,064	B1	10-07-2003	Itatani et al.					
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	FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No.1	Foreign Patent Document			Publication Date	Name of Patentee or	6		
		Country Code <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)	MM-DD-YYYY	Applicant of Cited Document	Translation <sup>6</sup>		
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<sup>&</sup>lt;sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kind Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or in the comment box of this document. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to indicate here if English language Translation is attached.